



JK *DF*
PATENT

Practitioner's Docket No. NR8675US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lee A. Nosbisch

Application No.: 10/699,535

Group No.: 1742 Confirmation No.: 2703

Filed: October 31, 2003

Examiner: Scott R. Kastler

For: STARTER SET FOR BRICK LINING OF LADLES USED IN HANDLING MOLTEN METAL

**RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP
1742**

Corres. and Mail
BOX AF

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT OR RESPONSE AFTER FINAL REJECTION--TRANSMITTAL

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.
STATUS

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.10*

with sufficient postage as first class mail. _____ as "Express Mail Post Office to Addressee"
Mailing Label No. _____ (mandatory)

TRANSMISSION

facsimile transmitted to the Patent and Trademark Office, (703) _____

Christine Goellner
Signature

Date: December 6, 2005

Christine Goellner
(type or print name of person certifying)

* Only the date of filing ('1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under '1.8 continues to be taken into account in determining timeliness. See '1.703(f). Consider "Express Mail Post Office to Addressee" ('1.10) or facsimile transmission ('1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col.1)	(Col. 2)	(Col. 3)	OTHER THAN SMALL ENTITY		
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA			ADDIT. FEE
TOTAL 21	MINUS 22	= 0	x \$ 50.00	= \$	0.00
INDEP 3	MINUS 3	= 0	x \$ 200.00	= \$	0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			+ \$ 0.00	= \$	0.00
			TOTAL	\$	0.00
			ADDIT. FEE		

* If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3.
** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
*** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

FEE DEFICIENCY

5. If any additional extension and/or fee is required, charge Account No. 50-0537.
If any additional fee for claims is required, charge Account No. 50-0537.

Date: December 6, 2005

Reg. No.: 31,115
Tel. No.: 440-684-1090
Customer No.: 22203

Signature of Practitioner

Mark Kusner
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Application No. 10/699,535
Amendment dated December 6, 2005
RESPONSE TO OFFICE ACTION dated September 19, 2005



**RESPONSE UNDER CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1742**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF : Lee A. Nosbisch
FOR : STARTER SET FOR BRICK LINING OF
LADLES USED IN HANDLING MOLTEN
METAL

SERIAL NO. : 10/699,535
FILED : October 31, 2003
CONFIRMATION NO. : 2703
EXAMINER : Scott R. Kastler
ART UNIT : 1742
ATTORNEY DOCKET NO. : NR8675US

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO FINAL OFFICE ACTION

Dear Sir:

In response to the Final Office Action dated September 19, 2005, please amend the above-identified U.S. patent application as follows:

Remarks/Arguments begin on page 2 of this paper.

Declaration of Lee A. Nosbisch is attached hereto (following page 2 of this Response).